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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/777,996	02/12/2004	Koji Tajima	9683/166	3331

7590 08/24/2006

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EXAMINER

TRAN, TUAN A

ART UNIT	PAPER NUMBER
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2618

DATE MAILED: 08/24/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 10/777,996	Applicant(s) TAJIMA ET AL.	
	Examiner Tuan A. Tran	Art Unit 2682	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 12 February 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-8 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-8 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

1. Claims 1-4 and 6-8 are rejected under 35 U.S.C. 102(e) as being anticipated by Witkowski et al. (2005/0090279).

Regarding claim 1, Witkowski discloses an mobile phone 98 comprising: a storage (ROM/RAM) for storing an identifier for identifying a type of said electronic device (mobile device is widely known to store identification for identifying itself within a network); obtaining means for obtaining a content which includes a plurality of scripts, each of which scripts is associated with an identifier for identifying a type of an electronic device (Bluetooth ID for a vehicle's system); specifying means for specifying a script included in the content obtained by said obtaining means (categorizing types of content such as audio, video, or audio/video to be routed), the script being associated with the identifier stored in said storage (Bluetooth ID for the vehicle's system); executing means for executing only the script specified by said specifying means (routing content to the vehicle's system such as vehicle's audio system or vehicle's display system) (See figs. 10-11 and page 8 [0079-0082], page 4 [0042-0043]).

Claim 8 is rejected for the same reasons as set forth in claim 1.

Regarding claim 2, Witkowski discloses as cited in claim 1. Witkowski further discloses each of the plurality of scripts comprising a shared part (identifier of the vehicle's system) and a unique part (audio, or video, or audio/video) (See page 8 [0082]).

Regarding claim 3, Witkowski discloses as cited in claim 1. Witkowski further discloses the obtain means receives the content via wireless communication to store to the storage (See figs. 10-11).

Regarding claim 4, Witkowski discloses as cited in claim 1. Witkowski further discloses a transmitting means 10a for transmitting the stored content to another electronic device (vehicle's audio/display systems) (See figs. 10-11).

Regarding claim 6, Witkowski discloses as cited in claim 1. Witkowski further discloses the electronic device is a mobile phone and the plurality of scripts comprises a script for the mobile phone and a script for the car navigation device (display system) (See figs. 10-11 and page 8 [0080-0082]).

Regarding claim 7, Witkowski discloses as cited in claim 1. Witkowski further discloses the content is an application program described by a markup language (HTML) (See page 8 [0082]).

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claim 5 is rejected under 35 U.S.C. 103(a) as being unpatentable over Witkowski et al. (2005/0090279).

Regarding claim 5, Witkowski discloses as cited in claim 1. However, Witkowski does not mention that the obtain means receives content via short range. Since the use of short range communications either wireless or wireline for downloading contents is widely known in the art; therefore it would have been obvious to one of ordinary skill in the art at the time the invention was made to configure the device as disclosed by Witkowski with means for receiving contents via short range communications for the advantage of providing the user a flexibility in downloading contents to the device.

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

- Witkowski et al. (2004/0203379, 2004/0048622) ; Norris (2002/0196912) ; Kuroda et al. (2003/0036824) ; Janik et al. (2002/0164973).

Conclusion


Art Unit: 2682

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tuan A. Tran whose telephone number is (571) 272-7858. The examiner can normally be reached on Mon-Fri, 10:00AM-6:30PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Matthew Anderson can be reached on (571) 272-4177. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.


Tuan Tran


Matthew D. Anderson
SPE - 2618